



ANNO VICESIMO & VICESIMO PRIMO

VICTORIÆ REGINÆ.

Cap. xxii.

An Act to grant further Powers to “*The Brighton, Hove, and Preston Constant Service Waterworks Company,*” and to amend the Act relating to the Company. [3d July 1857.]

WHEREAS an Act was passed in the Seventeenth Year of the Reign of Her present Majesty, intituled *An Act for enabling the Brighton, Hove, and Preston Constant Service Waterworks Company to purchase the Undertaking of the Brighton, Hove, and Preston Waterworks Company, and for granting to the first-named Company all necessary Powers for supplying with Water the Parishes of Brighton, Hove, and Preston, in the County of Sussex:* And whereas the Undertaking of the said *Brighton, Hove, and Preston Waterworks Company* is now vested in the *Brighton, Hove, and Preston Constant Service Waterworks Company*, and the last-mentioned Company have constructed the Works authorized by the said Act, and they have been for some Time past supplying *Brighton, Hove, and Preston* with Water: And whereas it is expedient that further Provision should be made for preventing Waste or Misuse of the Water supplied by the Company, and that the said Act should be otherwise amended: And whereas Part of the Parish of *Hove*, called *Cliftonville*, is supplied with Water from certain private Water-works

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works belonging or claimed to belong to *George Gallard* Esquire, and it is expedient that the Company should be empowered to agree with the said *George Gallard* for the Purchase of his Works: And whereas the aforesaid Objects cannot be attained without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Cisterns to be supplied with proper Ballcocks or other Apparatus.

I. Every Person supplied with Water by the Company, who shall use a Cistern or other Receptacle for the Water with which he shall be supplied, shall furnish the same with an efficient Ballcock or other like Apparatus, and the Surveyor or any other Person acting under the Authority of the Company may, between the Hours of Ten of the Clock in the Forenoon and Four of the Clock in the Afternoon, enter into any House in order to examine if there be any Waste, Misuse, or undue Consumption of Water by means of any Overflow Spout, Waste Pipe, or other Means or Contrivance; and in case any such Waste, Misuse, or undue Consumption of Water shall be found to exist from the Use of any such Overflow Spout, Waste Pipe, or other Means or Contrivance, it shall be lawful for such Surveyor or other Person to give not less than Three Days Notice in Writing to the Person so supplied with Water to alter, repair, and amend, or in default thereof to remove such Overflow Spout, Waste Pipe, or other Means or Contrivance, and if the same shall not be forthwith altered, repaired, and amended, or removed, in accordance with such Notice, it shall be lawful for the Company, after Three Days Notice in Writing, to turn off the Water from the House, and to cease to supply the same with Water until such Overflow Spout, Waste Pipe, or other Means or Contrivance shall be sufficiently repaired, altered, or amended.

Cisterns, &c. to be so constructed as to prevent Waste, or the Flow or return of impure Matter into the Mains, &c.

II. Every Cistern or other Receptacle for Water, and every Closet, Soil-pan, and private Bath which shall be supplied with Water by the Company, shall be so constructed and used as effectually to prevent any Waste, Misuse, or undue Consumption of Water, and the Flow or Return of foul Air or other noisome or impure Matter into the Mains or Pipes of the Company, or into any Pipes connected or communicating therewith; and the Company shall not be bound to supply Water into any Cistern or other Receptacle for Water, Closet, Soil-pan, or Private Bath which shall not be so constructed and used.

Regulations may be made by the Com-

III. Subject to the Provisions of this Act and the recited Acts, it shall be lawful for the Company, or the Directors thereof, from
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Time to Time to make such reasonable Regulations as shall be necessary or expedient for the Purpose of preventing the Waste or Misuse of Water, and amongst other things to prescribe the Size, Nature, and Strength of the Pipes, Cocks, and other Apparatus to be used, and to interdict the Use of any Pipes, Cocks, and other Apparatus which may tend to such Waste or Misuse as aforesaid, and in the event of such Regulations or any of them not being observed by any Person about to become a Customer of the Company, or being a Customer of the Company, the Company may refuse to supply Water, or cut off the Water supplied by them, to such Person or Customer as the Case may be, until such Regulations shall have been complied with; and in the event of any Dispute as to whether such Regulations are reasonable, or whether such Regulations have been complied with by any Person whose Water shall have been so cut off as aforesaid, such Dispute shall be settled by Two Justices in manner provided by "The Railway Clauses Consolidation Act, 1845," with respect to the Recovery of Damages not specially provided for, and of Penalties, and to the Determination of any other Matter referred to Justices.

pany for preventing Waste of Water.

IV. Every Person supplied with Water by the Company, who shall wilfully suffer any such Pipe, Cock, Cistern, or other Apparatus to be out of Repair, so that the Water supplied to him by the Company shall be wasted, shall forfeit to the Company for every such Offence a Sum not exceeding Five Pounds.

Penalty for suffering Pipes, &c. to be out of Repair.

V. The Company may in any such Case require such Person, by Three Days Notice in Writing under the Hand of a duly authorized Officer of the Company, to repair any such Pipe, Cock, Cistern, or other Apparatus so as to prevent any such Waste of Water, and in case of Default so to do within the said Three Days, the Company may repair the same, and in such Case the Expenses of such repair shall be repaid to them by the Person so allowing the same to be out of Repair, and may be recovered as Damages.

Company may, in case of Neglect, repair Pipes, &c. charging Expenses.

VI. It shall not be lawful for any Owner or Occupier of any House supplied with Water by the Company, without the Consent of the Company, to affix or permit or suffer to be affixed to any of the Mains or other Pipes of the Company, or to any Service Pipe of such Owner or Occupier, any Gutta Percha or other Tubes or Pipes for the Purpose of washing the Windows or Fronts of Houses or other Buildings, or the Pavements or Roads adjacent thereto, and any Person who shall act contrary to this Enactment shall for every such Offence forfeit to the Company any Sum not exceeding Forty Shillings.

Penalty for affixing Tubes to Company's Pipes without their Consent.

VII. It

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Power to purchase Mains and Pipes at Cliftonville.

VII. It shall be lawful for the Company to agree with the Owner of the existing Waterworks whereby *Cliftonville* is now supplied with Water, for the Purchase of the Mains and Pipes laid down at *Cliftonville* aforesaid, and the Apparatus connected therewith, and of all the Rights, Interests, and Property of such Owner therein.

Copy of annual Account to be sent to Town Clerk.

VIII. A Copy of the annual Account of the Company shall be sent by the Company free of charge to the Town Clerk of *Brighton* on or before the Thirty-first Day of *January* in each Year, under a Penalty of Twenty Pounds for each Default, and the Copy of such Account so sent to such Town Clerk shall be kept by him and shall be open to Inspection by all Persons at all seasonable Hours on Payment of One Shilling for each Inspection.

Rectifying clerical Error in Preamble of 17 & 18 Vict. c. v.

IX. And whereas in the Preamble of the said recited Act, the Act therein referred to as "the old Company's Act" is described as an Act passed in the Fifth Year of the Reign of King *William* the Fourth, instead of in the Fourth Year of the said Reign as it ought to have been: The said recited Act shall be read and construed as though such Act had been described in the said Preamble as having been passed in the said Fourth Year of the said Reign.

Expenses of Act.

X. All the Costs, Charges, and Expenses of applying for, obtaining, and passing this Act, or preparatory or incidental thereto, shall be paid by the Company.

Short Title.

XI. In citing this Act for any Purpose, it shall be sufficient to describe it as "*The Brighton, Hove, and Preston Constant Service Waterworks Act, 1857.*"

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